

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

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In re	:	Chapter 11
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TERRAFORM LABS PTE. LTD.,	:	Case No. 24-10070 (BLS)
	:	
Debtor. ¹	:	
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NOTICE OF *AMENDED*² AGENDA OF MATTERS SCHEDULED FOR HEARING ON
MARCH 5, 2024 AT 2:30 P.M. (ET), BEFORE THE HONORABLE BRENDAN L.
SHANNON, AT THE UNITED STATES BANKRUPTCY COURT FOR
THE DISTRICT OF DELAWARE, 6TH FLOOR, COURTROOM 1³

THE HEARING WILL BE HELD IN-PERSON IN JUDGE SHANNON'S COURTROOM.

ALL PARTIES, INCLUDING WITNESSES, WISHING TO PARTICIPATE IN THE HEARING
MUST ATTEND IN PERSON.

COURTCALL WILL NOT BE USED TO DIAL IN. TO ATTEND A HEARING REMOTELY,
PLEASE REGISTER USING THE ECOURT APPEARANCES TOOL ON THE COURT'S
WEBSITE AT WWW.DEB.USCOURTS.GOV OR CLICK THE FOLLOWING LINK:
<https://ecf.deb.uscourts.gov/cgi-bin/nysbAppearances.pl>.

AFTER REGISTERING YOUR APPEARANCE, YOU WILL RECEIVE A CONFIRMATION
EMAIL CONTAINING INFORMATION ABOUT JOINING THE HEARING REMOTELY.

IF ATTENDING THIS HEARING REMOTELY, PARTIES ARE REQUIRED TO REGISTER
FOR THE HEARING BY 4:00 P.M. (ET) ONE BUSINESS DAY PRIOR TO THE HEARING.
YOU MUST USE YOUR FULL NAME WHEN LOGGING INTO ZOOM OR YOU WILL NOT
BE ALLOWED INTO THE MEETING.

¹ The Debtor's principal office is located at 1 Wallich Street, #37-01, Guoco Tower, Singapore 078881.

² Amended items appear in bold.

³ All motions and other pleadings referenced herein are available online at the following address:
<https://dm.epiq11.com/case/terraform>.

I. ADJOURNED MATTER:

1. Motion of Debtor for Entry of Interim and Final Orders (I) Authorizing Debtor to Use Treasury Management System, (II) Authorizing Continuation of Intracompany and Intercompany Transactions, (III) Extending Time to Comply with Requirements of 11 U.S.C. § 345(b), and (IV) Granting Related Relief [[Docket No. 21](#) – filed January 30, 2024]

Objection / Response Deadline: February 26, 2024 at 4:00 p.m. (ET); extended for certain parties

Objections / Responses Received: Informal comments from the Office of the United States Trustee (the “[U.S. Trustee](#)”)

Related Documents:

- i. Interim Order (I) Authorizing Debtor to Use Treasury Management System, (II) Authorizing Continuation of Intracompany and Intercompany Transactions, (III) Extending Time to Comply with Requirements of 11 U.S.C. § 345(b), and (IV) Granting Related Relief [[Docket No. 40](#) – entered February 2, 2024]
- ii. Notice of (A) Entry of Interim Order (I) Authorizing Debtor to Use Treasury Management System, (II) Authorizing Continuation of Intracompany and Intercompany Transactions, (III) Extending Time to Comply with Requirements of 11 U.S.C. § 345(b), and (IV) Granting Related Relief; and (B) Final Hearing Thereon [[Docket No. 41](#) – filed February 2, 2024]

Status: The hearing on this matter has been adjourned to the omnibus hearing scheduled for April 18, 2024 at 10:00 a.m. (ET).

II. RESOLVED MATTERS:

2. Motion of Debtor for Entry of Order Extending Time to File (I) Schedules of Assets and Liabilities and Statement of Financial Affairs and (II) 2015.3 Financial Report [[Docket No. 45](#) – filed February 5, 2024]

Objection / Response Deadline: February 26, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: None.

Related Documents:

- i. Certificate of No Objection Regarding Motion of Debtor for Entry of Order Extending Time to File (I) Schedules of Assets and Liabilities and Statement of Financial Affairs and (II) 2015.3 Financial Report [[Docket No. 89](#) – filed February 27, 2024]

- ii. Order Extending Time to File (I) Schedules of Assets and Liabilities and Statement of Financial Affairs and (II) 2015.3 Financial Report [[Docket No. 90](#) – entered February 28, 2024]

Status: On February 28, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

- 3. Application of Debtor to Retain and Employ Richards, Layton & Finger, P.A. as Co-Counsel to the Debtor Effective as of Petition Date [[Docket No. 55](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: None.

Related Documents:

- i. Certificate of No Objection Regarding Application of Debtor to Retain and Employ Richards, Layton & Finger, P.A. as Co-Counsel to the Debtor Effective as of Petition Date [[Docket No. 92](#) – filed February 28, 2024]
- ii. Order Authorizing Retention and Employment of Richards, Layton & Finger, P.A. as Co-Counsel to the Debtor Effective as of Petition Date [[Docket No. 96](#) – entered February 29, 2024]

Status: On February 29, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

- 4. Application of Debtor for Authority to Retain and Employ Weil, Gotshal & Manges LLP as Attorneys for Debtor Effective as of Petition Date [[Docket No. 57](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: None.

Related Documents:

- i. Certificate of No Objection Regarding Application of Debtor for Authority to Retain and Employ Weil, Gotshal & Manges LLP as Attorneys for Debtor Effective as of Petition Date [[Docket No. 93](#) – filed February 28, 2024]
- ii. Order Authorizing Retention and Employment of Weil, Gotshal & Manges LLP as Attorneys for Debtor Effective as of Petition Date [[Docket No. 97](#) – entered February 29, 2024]

Status: On February 29, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

5. Application of Debtor for Authority to Retain and Employ Epiq Corporate Restructuring, LLC as Administrative Advisor Effective as of Petition Date [[Docket No. 59](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: None.

Related Documents:

- i. Certificate of No Objection Regarding Application of Debtor for Authority to Retain and Employ Epiq Corporate Restructuring, LLC as Administrative Advisor Effective as of Petition Date [[Docket No. 94](#) – filed February 28, 2024]
- ii. Order Authorizing the Debtor to Retain and Employ Epiq Corporate Restructuring, LLC as Administrative Advisor Effective as of Petition Date [[Docket No. 98](#) – entered February 29, 2024]

Status: On February 29, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

6. Motion of Debtor for Entry of an Order (I) Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and (II) Granting Related Relief [[Docket No. 69](#) – filed February 20, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: Informal comments from the U.S. Trustee

Related Documents:

- i. Certification of Counsel Regarding Order (I) Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and (II) Granting Related Relief [[Docket No. 95](#) – filed February 28, 2024]
- ii. Order (I) Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and (II) Granting Related Relief [[Docket No. 99](#) – entered February 29, 2024]

Status: On February 29, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

III. MATTER WITH CERTIFICATION:

7. Application of Debtor for Entry of an Order Authorizing Employment and Retention of Alvarez & Marsal North America, LLC as Financial Advisor to the Debtor Effective as of the Petition Date [[Docket No. 58](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET); extended for the U.S. Trustee to February 29, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: Informal comments from the U.S. Trustee

Related Documents:

- i. Certification of Counsel Regarding Order Authorizing Employment and Retention of Alvarez & Marsal North America, LLC as Financial Advisor to the Debtor Effective as of the Petition Date [[Docket No. 105](#) – filed March 1, 2024]
- ii. **Order Authorizing Employment and Retention of Alvarez & Marsal North America, LLC as Financial Advisor to the Debtor Effective as of the Petition Date** [[Docket No. 127](#) – entered March 4, 2024]

Status: **On March 4, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

IV. UNCONTESTED MATTERS GOING FORWARD:

8. Motion of Debtor for Entry of Interim and Final Orders (I) Authorizing Debtor to (A) Pay Prepetition Workforce Obligations and (B) Maintain Employee Benefit Programs, and (II) Granting Related Relief [[Docket No. 20](#) – filed January 30, 2024]

Objection / Response Deadline: February 26, 2024 at 4:00 p.m. (ET)

Objections / Responses Received: Informal comments from the U.S. Trustee **and the Official Committee of Unsecured Creditors**

Related Documents:

- i. Interim Order (I) Authorizing Debtor to (A) Pay Prepetition Workforce Obligations and (B) Maintain Employee Benefit Programs, and (II) Granting Related Relief [[Docket No. 35](#) – entered January 31, 2024]
- ii. Notice of (A) Entry of Interim Order (I) Authorizing Debtor to (A) Pay Prepetition Workforce Obligations and (B) Maintain Employee Benefit Programs, and (II) Granting Related Relief; and (B) Final Hearing Thereon [[Docket No. 39](#) – filed February 2, 2024]

Status: **The Debtor intends to submit a revised proposed order under certification of counsel. Accordingly, a hearing on this matter is not necessary.**

9. Motion of Debtor for Entry of an Order Authorizing Terraform Labs Pte. Ltd. to Act on Behalf of Debtor's Estate Pursuant to 11 U.S.C. § 1505 [[Docket No. 76](#) – filed February 22, 2024]

Objection / Response Deadline: March 1, 2024 at 12:00 p.m. (ET)

Objections / Responses Received: None as of this date.

Related Documents:

- i. Motion of Debtor to Shorten Notice and Objections periods with Respect to the Motion of Debtor for Entry of an Order Authorizing Terraform Labs Pte. Ltd. to Act on Behalf of Debtor's Estate Pursuant to 11 U.S.C. § 1505 [[Docket No. 77](#) – filed February 22, 2024]
- ii. Order Approving Notice and Objection Periods with Respect to the Motion of Debtor for Entry of an Order Authorizing Terraform Labs Pte. Ltd. to Act on Behalf of Debtor's Estate Pursuant 11 U.S.C. § 1505 [[Docket No. 78](#) – entered February 23, 2024]
- iii. **Certificate of No Objection Regarding Motion of Debtor for Entry of an Order Authorizing Terraform Labs Pte. Ltd. to Act on Behalf of Debtor's Estate Pursuant to 11 U.S.C. § 1505** [[Docket No. 138](#) – filed March 4, 2024]
- iv. **Order Authorizing Terraform Labs Pte. Ltd. to Act on Behalf of Debtor's Estate Pursuant to 11 U.S.C. § 1505** [[Docket No. 139](#) – entered March 4, 2024]

Status: **On March 4, 2024, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

V. CONTESTED MATTERS GOING FORWARD:

10. Application of Debtor for Entry of an Order Authorizing the Retention and Employment of Dentons US LLP as Special Counsel to the Debtor and Debtor in Possession Effective as of the Petition Date [[Docket No. 60](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET); extended for the U.S. Trustee to February 29, 2024 at 4:00 p.m. (ET)

Objections / Responses Received:

- A. Objection of the U.S. Securities and Exchange Commission to Application of Debtor for Entry of an Order Authorizing the Retention and Employment of Dentons US LLP as Special Counsel to the Debtor and Debtor in Possession Effective as of the Petition Date [[Docket No. 86](#) – filed February 27, 2024]
- B. United States Trustee's Objection to the Application of Debtor for Entry of an Order Authorizing the Retention and Employment of Dentons US LLP as Special Counsel to the Debtor and Debtor in Possession, Effective as of the Petition Date [[Docket No. 103](#) – filed February 29, 2024]

- C. **Official Committee of Unsecured Creditors' (I) Preliminary Objection to the Dentons US Retention Application and the Litigation Payment Motion and (II) Request for Limited Adjournment of Hearing [[Docket No. 140](#) – filed March 4, 2024]**

Related Documents:

- i. **(REDACTED) Notice of Filing of Redacted Versions of Dentons US LLP's Engagement Letters [[Docket No. 116](#) – filed March 2, 2024]**
- ii. **(SEALED) Notice of Filing of Sealed Versions of Dentons US LLP's Engagement Letters [[Docket No. 117](#) – filed March 2, 2024]**
- iii. **Debtor's Motion for Entry of an Order Authorizing Debtor to File Under Seal Confidential Information in Connection with the Application to Retain and Employ Dentons US LLP as Special Counsel [[Docket No. 141](#) – filed March 4, 2024]**
- iv. **Omnibus Reply to Objections of the U.S. Securities and Exchange Commission and the United States Trustee to Application of Debtor for Entry of an Order Authorizing the Retention and Employment of Dentons US LLP as Special Counsel to the Debtor and Debtor in Possession Effective as of the Petition Date [[Docket No. 143](#) – filed March 4, 2024]**
- v. **Motion of Debtor for Leave to File Debtor's Replies in Support of (I) Application to Retain Dentons US LLP as Special Counsel and (II) Motion to Pay Certain Amounts in Furtherance of Litigation [[Docket No. 145](#) – filed March 4, 2024]**

Status: The hearing on this matter is going forward.

11. Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 61](#) – filed February 13, 2024]

Objection / Response Deadline: February 27, 2024 at 4:00 p.m. (ET); extended for the U.S. Trustee to February 29, 2024 at 4:00 p.m. (ET)

Objections / Responses Received:

- A. Objection of the U.S. Securities and Exchange Commission to Debtor's Motion for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 87](#) – filed February 27, 2024]
- B. Declaration of Roger Landsman [[Docket No. 88](#) – filed February 27, 2024]
- C. United States Trustee's Objection to the Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing

Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 104](#) – filed February 29, 2024]

D. Official Committee of Unsecured Creditors’ (I) Preliminary Objection to the Dentons US Retention Application and the Litigation Payment Motion and (II) Request for Limited Adjournment of Hearing [[Docket No. 140](#) – filed March 4, 2024]

Related Documents:

- i. Motion of Debtor to Shorten Notice and Objections Periods Solely with Respect to the Wintermute Order Sought in Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 62](#) – filed February 14, 2024]
- ii. Order Shortening Notice and Objection Periods *Solely* With Respect to the Wintermute Order Sought in Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 63](#) – entered February 15, 2024]
- iii. Order Pursuant to Bankruptcy Code Section 363 Authorizing Debtor to Pay (I) Wintermute Costs and (II) Granting Related Relief [[Docket No. 83](#) – entered February 27, 2024]
- iv. **Motion of the U.S. Securities and Exchange Commission for Redaction of Certain Personal Data Identifiers Pursuant to Fed. R. Bankr. P. 9037 and Del. Bankr. L.R. 9037-1 [[Docket No. 109](#) – filed March 1, 2024]**
- v. **Debtor’s Omnibus Reply to Objections to Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 142](#) – filed March 4, 2024]**
- vi. **Supplemental Declaration of Mark G. Califano in Support of the Motion of Debtor for Entry of Orders Pursuant to Sections 363, 503(b), and 105(a) of the Bankruptcy Code Authorizing Debtor to Pay Certain Amounts in Furtherance of Litigation and Granting Related Relief [[Docket No. 144](#) – filed March 4, 2024]**
- vii. **Motion of Debtor for Leave to File Debtor’s Replies in Support of (I) Application to Retain Dentons US LLP as Special Counsel and (II) Motion to Pay Certain Amounts in Furtherance of Litigation [[Docket No. 145](#) – filed March 4, 2024]**

Status: On February 27, 2024, the Court entered the Wintermute Order. The hearing on this motion is going forward with respect to the balance of the relief sought in the motion, including entry of the Litigation Payment Order.

VI. ADDITIONAL MATTERS GOING FORWARD:

12. **Motion of the U.S. Securities and Exchange Commission for Redaction of Certain Personal Data Identifiers Pursuant to Fed. R. Bankr. P. 9037 and Del. Bankr. L.R. 9037-1** [[Docket No. 109](#) – filed March 1, 2024]

Objection / Response Deadline: March 4, 2024 at 12:00 p.m. (ET)

Objections / Responses Received: None as of this date.

Related Documents:

- i. Declaration of Roger Landsman [[Docket No. 88](#) – filed February 27, 2024]
- ii. Motion of the U.S. Securities and Exchange Commission to Shorten Notice and Objection Periods With Respect to the Motion of the U.S. Securities and Exchange Commission for Redaction of Certain Personal Data Identifiers Pursuant to Fed. R. Bankr. P. 9037 and Del. Bankr. L.R. 9037-1 [[Docket No. 114](#) – filed March 1, 2024]
- iii. Order Shortening Notice and Objection Periods with Respect to the Motion of the U.S. Securities and Exchange Commission for Redaction of Certain Personal Data Identifiers Pursuant to Fed. R. Bankr. P. 9037 and Del. Bankr. L.R. 9037-1 [[Docket No. 128](#) – entered March 4, 2024]

Status: The hearing on this matter is going forward.

13. **Debtor's Motion for Entry of an Order Authorizing Debtor to File Under Seal Confidential Information in Connection with the Application to Retain and Employ Dentons US LLP as Special Counsel** [[Docket No. 141](#) – filed March 4, 2024]

Objection / Response Deadline: At the hearing.

Objections / Responses Received: None as of this date.

Related Documents:

- i. (REDACTED) Notice of Filing of Redacted Versions of Dentons US LLP's Engagement Letters [[Docket No. 116](#) – filed March 2, 2024]
- ii. (SEALED) Notice of Filing of Sealed Versions of Dentons US LLP's Engagement Letters [[Docket No. 117](#) – filed March 2, 2024]

Status: The hearing on this matter is going forward.

Dated: March 5, 2024
Wilmington, Delaware

/s/ Matthew P. Milana

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